

**STATE OF CALIFORNIA**  
**CALIFORNIA ENERGY COMMISSION**

**Business Meeting Minutes**

**of**

**August 25, 2004**

## Business Meeting Minutes of August 25, 2004

The meeting was called to order by Chairman Keese at 10:03 a.m.

The Pledge of Allegiance was led by Commissioner Boyd.

William J. Keese	Present
Arthur Rosenfeld	Absent
James D. Boyd	Present
John L. Geesman	Present
Jackalyne Pfannenstiel	Absent

1. CONSENT CALENDAR. (Items on the Consent Calendar will be taken up and voted on as a group. A Commissioner may request that an item be discussed and moved to later on the agenda).

- a. COMMISSION CO-SPONSORSHIP. Possible approval of a co-sponsorship request for which the Energy Commission will provide \$5,000, staff time and the use of its name.

- Solar Power 2004 Conference, October 18-22, 2004, San Francisco.

- b. NATIONAL ASSOCIATION OF STATE ENERGY OFFICIALS (NASEO). Possible approval of Contract 500-04-003 for \$10,540 to pay the membership dues and meeting fees for membership in NASEO. (ERPA funded)

*Commissioner Geesman moved and Commissioner Boyd seconded approval of the Consent Calendar. The vote was unanimous. (3-0)*

2. LOS ESTEROS CRITICAL ENERGY FACILITY. Petition for Ownership Change from Calpine c\* Power, to Los Esteros Critical Energy Facility, LLC, a wholly-owned subsidiary of Calpine Corporation. (Docket No. 01-AFC-12C)

*Commissioner Geesman moved and Commissioner Boyd seconded approval of the Petition for Ownership Change for Docket No. 01-AFC-12C. The vote was unanimous. (3-0)*

3. GOLDEN SIERRA POWER. Consideration of a petition by Golden Sierra Power to reconsider the denial of their request for a time extension under the Emerging Renewables Program for reservation #12165 (Fitzpatrick).

*This item was withdrawn from the agenda.*

4. CONTRA COSTA POWER PLANT UNIT 8 (CCPP8). Possible approval of a petition filed by Mirant Delta, LLC, to extend CCPP8 construction milestones to a commercial operation date of November, 2006. Energy Commission Staff has reviewed the request and concluded there is good cause to grant their request based on ongoing market conditions, Mirant's Chapter 11 Bankruptcy and the ongoing negotiations that could lead to the transfer of ownership to another entity. (Docket No. 00-AFC-1C)

*Commissioner Geesman moved and Commissioner Boyd seconded approval of the petition filed by Mirant Delta, LLC, to extend CCPP8 construction milestones to a commercial operation date of November, 2006. The vote was unanimous. (3-0)*

5. OTAY MESA GENERATING PROJECT. Petition to revise the Otay Mesa Generating Project (OMGP) Air Quality Condition of Certification AQ-75 in order to delay the required \$1.2 million air quality mitigation fee to be paid to the San Diego Air Pollution Control District. The mitigation fee is subject to an escalation fee, full payment due no later than October 31, 2006. (Docket No. 99-AFC-C)

*Commissioner Geesman moved and Commissioner Boyd seconded approval of a petition to revise Otay Mesa Generating Project Air Quality Condition of Certification AQ-75. The vote was unanimous. (3-0)*

6. WESTERN INTERSTATE ENERGY BOARD. Possible approval of Contract 150-04-004 for \$36,000 to pay the annual membership dues and meeting fees for membership in the Western Interstate Energy Board through June 30, 2005. (ERPA)

*Commissioner Geesman moved and Commissioner Boyd seconded approval of Contract 150-04-004. The vote was unanimous. (3-0)*

7. OREGON DEPARTMENT OF ENERGY. Possible approval of Contract R400-01-003 to receive \$72,000 from the U.S. Department of Energy, State Technologies Advancement Collaborative as part of our partnership in the Western Food Industry Collaborative. The Collaborative is an agreement among participants to create a network to improve energy and water efficiency and productivity of the food processing industry in Oregon, Washington, Idaho and California. (USDOE funded)

*This item was moved to the September 22, 2004 Business Meeting.*

8. HEALTH & WELFARE AGENCY DATA CENTER. Possible approval of Contract 200-04-003 for \$138,000 to perform three years worth of data processing services necessary to meet CALSTARS accounting systems requirements. CALSTARS is a uniform statewide accounting system that is required by the Department of Finance and has been used since 1995. (ERPA funded)

*Commissioner Geesman moved and Commissioner Boyd seconded approval, with a monetary change to \$131,000, of Contract 200-04-003. The vote was unanimous. (3-0)*

9. SOUTHERN CALIFORNIA EDISON COMPANY. Possible approval of Contract R400-04-004 to accept \$300,000 from Southern California Edison Company to fund and manage a study of opportunities for increasing Energy Efficiency in existing buildings in

*Commissioner Boyd moved and Commissioner Geesman seconded approval of Contract R400-04-004. The vote was unanimous. (3-0)*

10. Minutes

*Commissioner Boyd moved and Commissioner Geesman seconded approval of the Minutes from the August 2, and August 11, 2004 business meetings. The vote was unanimous. (3-0)*

11. Commission Committee and Oversight

*No comments were received.*

12. Chief Counsel's Report

*Chief Counsel Bill Chamberlain reported the California Public Utilities Commission's decision to delegate to the Energy Commission the Natural Gas Public Research Program.*

13. Executive Director's Report

*Executive Director Bob Therkelsen reported the Energy Action Plans are scheduled for September 1<sup>st</sup>.*

14. Legislative Director's Report

*No report was given.*

15. Public Adviser's Report

*No report was given*

16. Public Comment

*No comments were received.*

The meeting was adjourned at 10:24 a.m.

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BETTY A. McCANN  
Secretary to the Commission